

IAP10 Rec'd PCT/PTO 02 DEC 2005

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER ALXN-P01-106
INTERNATIONAL APPLICATION NO. PCT/US2004/017219	INTERNATIONAL FILING DATE 28 May 2004 (28.05.2004)	U.S. APPLICATION NO. (Unknown, see 37 CFR 1.5) 10/559543
PRIORITY DATE CLAIMED 02 June 2003 (02.06.2003)		
TITLE OF INVENTION DE-IMMUNIZED ANTI-CD3 ANTIBODY		
APPLICANT(S) FOR DO/EO/US Rother et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.</p> <p>18. <input checked="" type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		

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U. S. APPLICATION NO. (if known/see 37 CFR 1.475)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
10/559543	PCT/US2004/017219	ALXN-P01-106
20. <input checked="" type="checkbox"/> Other items or information: Combined International Search Report and Written Opinion; Sequence Listing Transmittal; Sequence Listing paper copy; Return Receipt Postcard from DO/EO/US confirming receipt of 371 National phase; Certificate of Express Mailing		
The following fees have been submitted		
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300		
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200		
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500		
TOTAL OF 21, 22 and 23 = \$ 600.00		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.		
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)
112 - 100 =	12 /50 =	1
x \$250.00		
\$ 250.00		
Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		
\$ 0.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA
Total claims	20 - 20 =	x
Independent claims	8 - 3 =	5
x 200.00		
1,000.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		
+		
TOTAL OF ABOVE CALCULATIONS = \$ 1,850.00		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.		
SUBTOTAL = \$ 1,850.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(l)).		
\$		
TOTAL NATIONAL FEE = \$ 1,850.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +		
\$		
TOTAL FEES ENCLOSED = \$ 1,850.00		
Amount to be refunded: \$		
Amount to be charged \$		

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- a. A check in the amount of \$ _____ to cover the above fees is enclosed.
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- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 18-1945. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Anita Varma
Fish and Neave IP Group of
ROPES & GRAY LLP
One International Place
Boston, Massachusetts 02110-2624
(617) 951-7796


SIGNATURE

Jennifer Holmes, Ph.D., J.D.
NAME

CUSTOMER NUMBER: 28120

46,778
REGISTRATION NUMBER

10/559543
IAP9 Rec'd PCT/PTO 02 DEC 2005

Application No. (if known): Not Yet Assigned

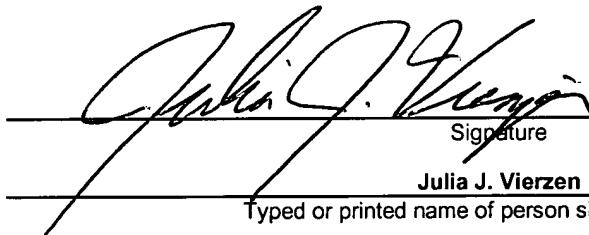
Attorney Docket No.: ALXN-P01-106

Certificate of Express Mailing Under 37 CFR 1.10

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on December 2, 2005
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Signature

Julia J. Vierzen

Typed or printed name of person signing Certificate

Registration Number, if applicable

(617) 951-7357
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

- Transmittal Letter to the U.S. Designated-Elected Office (3 pages) (w/copy);
- Application Data Sheet (4 pages);
- Preliminary Amendment (7 pages);
- Second copy of published International Application (71 pages);
- Combined International Search Report and Written Opinion (11 pages);
- Transmittal of Sequence Listing (1 page);
- Computer readable Sequence Listing (1 diskette);
- Sequence Listing paper copy (41 pages); and
- Return receipt postcard from DO/EO/US confirming receipt of 371 Nat'l Phase Application and related documents (1 postcard)

Charge \$1,850.00 to deposit account 18-1945.